



The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

January 17, 2006

CERTIFIED MAIL #7099 3400 0003 0695 1891
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION

George J. & Paula J. Demers
27 Norwood Rd
Salem, NH 03079

RE: File # 2004-02213, 123 North Shore Rd, Wakefield
Tax Map 40 /Lot # 66;

Dear Mr. & Mrs. Demers:

On July 6, 2005 the New Hampshire Department of Environmental Services, Wetlands Bureau ("DES") received evidence documenting that you had re-installed a seasonal pier on your property located at 123 North Shore Rd, Wakefield ("the Property"). DES has no record of a permitted or grandfathered pier on this frontage. In addition, this property has only 20 ft of frontage and cannot accommodate a pier without signed, notarized waivers of the 20 ft setback to property lines as required per RSA 482-A:3, XIII. DES has received evidence that these waivers have been requested from the abutters but were not granted, therefore, no pier may be permitted on this frontage. The pier as installed during the 2004 and 2005 boating seasons violates RSA 482-A and shall not be re-installed unless the appropriate setback waivers and Wetlands Impact Permit are obtained.

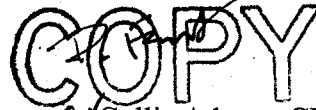
This Notice of Past Violation ("Notice") is to inform you that the violations referenced above have been documented and will be maintained on file at DES. Provided this pier is not re-installed without the appropriate setback waivers and Wetlands Impact Permit no further action is required of you relative to these violations and DES will take no enforcement action at this time. Re-installation of the pier without the setback waivers and Wetlands Impact Permit shall be considered a willful and knowing violation of RSA 482-A and will be pursued as such by DES.

In an effort to promote better understanding and compliance with wetlands laws and rules, DES provides an "inspector of the day" service available to the public to address technical questions related to wetlands regulation. This service is available Monday through Friday,

8:00am to 4:00 pm by calling (603) 271-2147. DES encourages you to make use of this service as well as our website (<http://www.des.nh.gov/wetlands.htm>) before undertaking future work on your property.

If you have any questions regarding this matter, please feel free to contact D. Forst at (603) 271-2147.

Sincerely,

A large, stylized, handwritten signature in black ink, appearing to read 'COPY' with a checkmark integrated into the letter 'Y'.

Collis Adams, CWS
Bureau Administrator
DES Wetlands Bureau

cc: Gretchen R. Hamel, Administrator, DES Legal Unit ✓
Wakefield Conservation Commission